

March 1995

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
State: NEW JERSEY

TRANSFER OF ASSETS

The agency does not apply the trust provisions in any case in which the agency determines that such application would work an undue hardship.

The following criteria will be used to determine whether the agency will not count assets transferred because doing so would work an undue hardship:

The penalty will not be applied if applying such criteria would create an undue hardship such that application of the transfer of trust provision would deprive the individual of medical care, food, clothing, shelter, or other necessities of life when such deprivation will endanger his or her life or health.

OFFICIAL

Under the agency's undue hardship provisions, the agency exempts the funds in an irrevocable burial trust.

The maximum value of the exemption for an irrevocable burial trust is \$ unlimited.

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TN No. 99-5

Supersedes

TN No. 99-45

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